



UNITED STATES DEPARTMENT OF COMMERCE
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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
09/076.022	05/11/98	GOMAN	R 457.010US1

MM42/1005
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EXAMINER	
FRECH, K	
ART UNIT	PAPER NUMBER

2876

DATE MAILED: 10/05/99

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner of Patents and Trademarks

Office Action Summary

Application No.
09/076,022

Applicant(s)

Goman et al

Examiner

Karl D .Frech

Group Art Unit

2876



☒ Responsive to communication(s) filed on Jun 24, 1999

☐ This action is **FINAL**.

☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

Disposition of Claims

☒ Claim(s) 1-35 is/are pending in the application.

Of the above, claim(s) _____ is/are withdrawn from consideration.

☐ Claim(s) _____ is/are allowed.

☒ Claim(s) 1-35 is/are rejected.

☐ Claim(s) _____ is/are objected to.

☐ Claims _____ are subject to restriction or election requirement.

Application Papers

☒ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.

☐ The drawing(s) filed on _____ is/are objected to by the Examiner.

☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.

☐ The specification is objected to by the Examiner.

☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119

☐ Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).

☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been
☐ received.

☐ received in Application No. (Series Code/Serial Number) _____

☐ received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

*Certified copies not received: _____

☐ Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

Attachment(s)

☒ Notice of References Cited, PTO-892

☒ Information Disclosure Statement(s), PTO-1449, Paper No(s). 3

☐ Interview Summary, PTO-413

☒ Notice of Draftsperson's Patent Drawing Review, PTO-948

☐ Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

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1. The preliminary amendment received June 24, 1999 has been entered as paper number 2.

By this amendment, claims 1,2,4-10,15-17,19,21-23 and 25 have been amended and claims 29-35 have been added.

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

This application currently names joint inventors. In considering patentability of the claims under 35 U.S.C. 103(a), the examiner presumes that the subject matter of the various claims was commonly owned at the time any inventions covered therein were made absent any evidence to the contrary. Applicant is advised of the obligation under 37 CFR 1.56 to point out the inventor and invention dates of each claim that was not commonly owned at the time a later invention was made in order for the examiner to consider the applicability of 35 U.S.C. 103(c) and potential 35 U.S.C. 102(f) or (g) prior art under 35 U.S.C. 103(a).

3. Claims 1-35 are rejected under 35 U.S.C. 103(a) as being unpatentable over Linden 4,827,425 in view of Laing et al 5,534,857. Linden discloses in column 3 line 52 - column 4 line 34 a multi station card personalization system. Each station has its own processor and buffer for programming or personalizing an IC card chip with information related to magnetically encoded data on a magnetic strip. The information to be written into the IC chip is delivered to the individual card station from a central controller. Although Linden discloses that the information

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to be written into the IC chip is related to the information on the previously encoded magnetic stripe of each card, Linden does not specifically disclose that the information on the magnetic stripe is read in order to initiate the transfer of data from the central controller to the individual card personalization station. Linden does not disclose the security features as claimed. Laing discloses personalization of a card at a remote location. Laing discloses in column 4 lines 37+ that a security code is read from an un personalized card. The security code is then transmitted to and verified by a central administration system. Upon receiving a correct security code, the central administration system transfers personalization data to the individual remote card personalization terminal. It would have been obvious to a person of ordinary skill in the art at the time the invention was made to use the security and information request teachings of Laing in the system of Linden. This would ensure that only a proper and authorized card were personalized by Linden, so that incorrect or "personal" data was not inadvertently transmitted to the wrong card.

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Tushie et al 5,889,941 discloses a smart card personalization station including security features.

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Karl Frech whose telephone number is (703) 305-3491. The examiner can normally be reached workdays from 8:30 AM to 3:30 PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Donald T. Hajec, can be reached on (703) 308-4075. The fax phone number for this Group is (703) 308-7722.

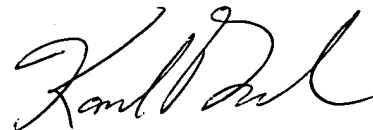
Communications via Internet e-mail regarding this application, other than those under 35 U.S.C. 132 or which otherwise require a signature, may be used by the applicant and should be addressed to [karl.frech@uspto.gov].

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All Internet e-mail communications will be made of record in the application file. PTO employees do not engage in Internet communications where there exists a possibility that sensitive information could be identified or exchanged unless the record includes a properly signed express waiver of the confidentiality requirements of 35 U.S.C. 122. This is more clearly set forth in the Interim Internet Usage Policy published in the Official Gazette of the Patent and Trademark on February 25, 1997 at 1195 OG 89.

Any fax transmission which may be intended as non-official for consideration by the examiner for interviews or other purposes should be clearly marked "DRAFT" and/or "COURTESY COPY" along with a statement to "DELIVER DIRECTLY TO EXAMINER". Such an un-official fax transmission must not be signed as it **will not** be entered into the application.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703)308-0956.

A handwritten signature in black ink, appearing to read 'Karl Frech', with a stylized, cursive script.

Karl Frech

Examiner, AU 2876

September 30, 1999